

# DAILY DIGEST

Vol. 16, No. 85

May 2,1997

\*\*Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

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## NEWS RELEASES

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LINDA DUBROOF NAMED LEGAL ASSISTANT IN INTERNATIONAL BUREAU'S PLANNING AND NEGOTIATIONS DIVISION. IB. Internet URL:

[https://www.fcc.gov/Bureaus/International/News\\_Releases/1997/nrin7015.txt](https://www.fcc.gov/Bureaus/International/News_Releases/1997/nrin7015.txt)

KELLY CAMERON NAMED SENIOR LEGAL ADVISOR FOR INTERNATIONAL TRADE POLICY OF THE INTERNATIONAL BUREAU. IB. Internet URL:

[https://www.fcc.gov/Bureaus/International/News\\_Releases/1997/nrin7014.txt](https://www.fcc.gov/Bureaus/International/News_Releases/1997/nrin7014.txt)

FCC FILINGS. OPA. Internet URL: <https://www.fcc.gov/filings.html>

FCC CALENDAR OF EVENTS. OPA. Internet URL: <https://www.fcc.gov/calendar.html>

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## PUBLIC NOTICES

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Released: May 2, 1997. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILINGS IN NON-RESTRICTED PROCEEDINGS. Contact: Barbara Lowe at (202) 418-0310. Internet URL:

[https://www.fcc.gov/Bureaus/Miscellaneous/Public\\_Notices/Exparte/ex970502.html](https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/Exparte/ex970502.html)

Released: May 2, 1997. THE NORTH AMERICAN NUMBERING COUNCIL (NANC) ISSUES RECOMMENDATIONS REGARDING THE IMPLEMENTATION OF TELEPHONE NUMBER PORTABILITY.60 DAY TIME PERIOD DURING WHICH STATES MAY ELECT TO OPT OUT OF REGIONAL NUMBER PORTABILITY DATABASE SYSTEM COMMENCES; COMMON CARRIER BUREAU SEEKS COMMENT ON THE NANC'S RECOMMENDATIONS. Comments due June 2; replies June 17. (DA No. 97-916). Contact: Steven Teplitz or Kyle Dixon, Policy and Planning Division, Common Carrier Bureau at (202) 418-1580. News Media Contact: Rochelle Cohen (202) 418-0253. Internet URL:

[https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/1997/da970916.txt](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1997/da970916.txt)

Report No: 1129. Released: May 2, 1997. CABLE TELEVISION SERVICE REGISTRATIONS; SPECIAL RELIEF AND OTHER FILINGS.

Released: May 2, 1997. SOCIAL CONTRACT FOR COMCAST CABLE COMMUNICATIONS, INC. AVAILABLE FOR COMMENT.The Commission seeks comment on a proposed Social Contract with Comcast Cable Communications, Inc. that provides increased investment in cable TV infrastructure and service to public libraries and schools. (FCC No. 97-149). Contact: John Norton or Royce Dickens at (202) 418-2358. News Media Contact: Morgan Broman (202) 418-2358. Internet URL:

[https://www.fcc.gov/Bureaus/Cable/Public\\_Notices/1997/fcc97149.txt](https://www.fcc.gov/Bureaus/Cable/Public_Notices/1997/fcc97149.txt)

Report No: 43984. Released: May 2, 1997. BROADCAST ACTIONS. Internet URL:  
[https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Actions/ac970502.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Actions/ac970502.txt)

Report No: 23984. Released: May 2, 1997. BROADCAST APPLICATIONS. Internet URL:  
[https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Applications/ap970502.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Applications/ap970502.txt)

Report No: 23984A. Released: May 2, 1997. INSTRUCTIONAL TELEVISION FIXED SERVICE: PROPOSED CONSTRUCTION PERMITS AND LICENSES. Contact: Charles Gratch at (202) 418-1610.

Released: May 2, 1997. THE OFFICE OF ENGINEERING AND TECHNOLOGY TO PRESENT TUTORIAL ON DIGITAL LMD ON JUNE 12 AT 1:30. Contact: Jack Linthicum at (202) 418-2441. Internet URL:  
[https://www.fcc.gov/Bureaus/Engineering\\_Technology/Public\\_Notices/1997/pnet7007.txt](https://www.fcc.gov/Bureaus/Engineering_Technology/Public_Notices/1997/pnet7007.txt)

Report No: CL-97-55. Released: May 2, 1997. WIRELESS TELECOMMUNICATIONS BUREAU COMMERCIAL RADIO SERVICE INFORMATION. Internet URL:  
[https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1997/pnwl7111.txt](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1997/pnwl7111.txt)

Report No: LB-97-32. Released: May 2, 1997. WIRELESS TELECOMMUNICATIONS BUREAU COMMERCIAL WIRELESS SERVICE INFORMATION. Internet URL:  
[https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1997/pnwl7113.txt](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1997/pnwl7113.txt)

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## TEXTS

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ICG ACCESS SERVICES, INC. V US WEST COMMUNICATIONS, INC. Granted ICG Access Services, Inc.'s and US West Communications, Inc.'s joint motion to dismiss with prejudice the complaint; dismissed with prejudice the complaint; terminated proceeding. Action by Chief, Formal Complaints & Investigations, Branch, Enforcement Division, Common Carrier Bureau. Adopted: May 1, 1997. by Order. (DA No. 97-909). CCB Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Orders/1997/da970909.txt](https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1997/da970909.txt)

WILTEL, INC. V. BELL ATLANTIC TELEPHONE COMPANIES, EAST ASCENSION TELEPHONE COMPANY, ENTERPRISE TELEPHONE COMPANY, AND SOUTHWESTERN BELL TELEPHONE COMPANY. Granted, to the extent indicated, WorldCom's (WilTel, Inc. is now a wholly-owned subsidiary of WorldCom) Motions to Withdraw and for Voluntary Dismissal of the complaints; dismissed with prejudice the complaints; terminated proceedings. Action by Chief, Formal Complaints and Investigations Branch, Enforcement Division, Common Carrier Bureau. Adopted: May 1, 1997. by Order. (DA No. 97-912). CCB Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Orders/1997/da970912.txt](https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1997/da970912.txt)

COMCAST CABLEVISION OF INLAND VALLEY, INC. Denied petition filed by Comcast Cablevision of Inland Valley, Inc. seeking special relief to modify the Los Angeles, California ADI to exclude Television Broadcast Station KHIZ (Ind., Ch. 64), Barstow, California, from carriage on its cable system serving Loma Linda City, Rancho Cucamonga City, Highland City, Grand Terrace City, Fontana City, Ontario City, San Bernardino City, Upland City, Montclair City, and unincorporated areas of San Bernardino County, California. Granted must carry complaint filed by Sunbelt Television, Inc., licensee of station KHIZ. Action by Deputy Chief, Cable Services Bureau. Adopted: April 29, 1997. by MO&O. (DA No. 97-911). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1997/da970911.txt>

MARKS CABLEVISION AND TCI CABLEVISION OF CALIFORNIA. Denied petition filed by Marks Cablevision and TCI CableVision of California seeking special relief to modify the Los Angeles, California ADI to exclude Television Broadcast Station KHIZ (Ind., Ch. 64), Barstow, California, from carriage on their cable systems serving various communities in and around San Bernardino, California. Granted must carry complaint filed by Sunbelt Television, Inc., licensee of station KHIZ against TCI. Action by Deputy Chief, Cable Services

Bureau. Adopted: April 29, 1997. by MO&O. (DA No. 97-910). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1997/da970910.txt>

JONES INTERCABLE, INC. Denied complaint regarding the cable programming services tier rates that Jones Intercable, Inc., was charging in the City of Thomson, Georgia. Action by Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: April 29, 1997. by Order. (DA No. 97-919). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1997/da970919.txt>

SBC MEDIA VENTURES, INC. D/B/A MONTGOMERY CABLE TV. Denied complaints filed against the rates charged for cable programming service tier in multiple communities in Maryland. Action by Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: April 30, 1997. by Order. (DA No. 97-920). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1997/da970920.txt>

TELEFONICA LARGA DISTANCIA DE PUERTO RICO, INC. Denied TLD's proposed ownership interests in the COLUMBUS II Cable System for circuits to Spain; denied TLD's proposed Section 214 authorization for service to Spain on the COLUMBUS II Cable System; ordered that any payments TLD made with regard to the capacity held in reserve for TLD in the COLUMBUS II Cable System for service to Spain be refunded with interest. Action by the Commission. Adopted: April 8, 1997. by MO&O. (FCC No. 97-127). IB Internet URL: <https://www.fcc.gov/Bureaus/International/Orders/1997/fcc97127.txt>

INDIANAPOLIS AND GREENFIELD, IN. Granted license renewal applications of MyStar Communications Corporation for Stations WMYS(AM), WTPI(FM), and WZPL(FM) issued a Notice of Apparent Liability for Forfeiture to licensee for \$12,000; denied Petition to Deny filed by the Rainbow Coalition with respect to renewal applications for Stations WMYS(AM), WTPI(FM), and WZPL(FM); dismissed Operation PUSH for lack of standing as a party to the petition to deny the instant renewal applications. Action by the Commission. Adopted: April 28, 1997. by MO&O and NAL. (FCC No. 97-148). MMB

PLANO, IL. Granted license renewal application for WSPY-FM, Plano, Illinois; denied Petition to Deny regarding WSPY-FM filed by the Rainbow-PUSH Action Network. Action by the Commission. Adopted: April 25, 1997. by MO&O. (FCC No. 97-147). MMB

GARDEN CITY, MO. Effective June 16, amended Table of FM Allotments, to allot Channel 287A to Garden City, Missouri, as the community's first local broadcast service; filing window June 16-July 17; terminated proceeding. Dkt No.: MM- 97-53. Action by Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau. Adopted: April 23, 1997. by R&O. (DA No. 97-869). MMB

GRENADA, MS. Effective June 16, amended Table of FM Allotments, to allot Channel 267A to Grenada, Mississippi; filing window June 16-July 17; terminated proceeding. Dkt No.: MM- 96-130. Action by Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau. Adopted: April 23, 1997. by R&O. (DA No. 97-871). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1997/da970871.txt](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1997/da970871.txt)

CLE ELUM, WA. Effective June 16, amended Table of FM Allotments, to allot Channel 229A at Cle Elum, Washington, as the community's first local aural transmission service; filing window June 16-July 17; terminated proceeding. Dkt No.: MM- 96-233. Action by Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau. Adopted: April 23, 1997. by R&O. (DA No. 97-870). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1997/da970870.txt](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1997/da970870.txt)

FOREST CITY, PA. Effective June 16, amended Table of FM Allotments, to allot Channel 261A at Forest City, Pennsylvania, as the community's first local aural transmission service; filing window June 16-July 17; terminated proceeding. Dkt No.: MM- 96-235. Action by Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau. Adopted: April 23, 1997. by R&O. (DA No. 97-868). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1997/da970868.txt](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1997/da970868.txt)

MOORCROFT, WY. Proposed amending FM Table to allot Channel 228A at Moorcroft, Wyoming, as the community's first local aural transmission service. Comments due June 23; replies July 8. Dkt No.: MM- 97-127.

Action by Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau. Adopted: April 23, 1997. by NPRM. (DA No. 97-873). MMB Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Notices/1997/da970873.txt](https://www.fcc.gov/Bureaus/Mass_Media/Notices/1997/da970873.txt)

SAINT FLORIAN, AL. Proposed amending FM Table to allot Channel 274A to Saint Florian, Alabama, as that locality's first local aural transmission service. Comments due June 23; replies July 8. Dkt No.: MM- 97-126.

Action by Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau. Adopted: April 23, 1997. by NPRM. (DA No. 97-874). MMB Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Notices/1997/da970874.txt](https://www.fcc.gov/Bureaus/Mass_Media/Notices/1997/da970874.txt)

CHARLEVOIX, MI. Effective June 16, amended Table of FM Allotments, to allot Channel 300A to Charlevoix, Michigan, as that community's second FM broadcast service; filing window June 16-July 17; terminated proceeding. Dkt No.: MM- 97-42. Action by Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau. Adopted: April 23, 1997. by R&O. (DA No. 97-872). MMB Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1997/da970872.txt](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1997/da970872.txt)

LINCOLN, OSAGE BEACH, STEELVILLE, AND WARSAW, MO. Acted in the matter of the Petition for Reconsideration filed by Twenty One Sound Communications, Inc., licensee of Station KNSX(FM), Steelville, Missouri, directed against the MO&O in this proceeding. Dkt No.: MM- 90-66. Action by Chief, Policy and Rules Division, Mass Media Bureau. Adopted: April 23, 1997. by MO&O. (DA No. 97-896). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1997/da970896.txt](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1997/da970896.txt)

**ADDENDA: The following items, released May 1, 1997, did not appear in Digest No. 84:**

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## PUBLIC NOTICES

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Released: May 1, 1997. CASS COUNTY TELEPHONE COMPANY FILED A PETITION FOR WAIVER OF SECTION 36.612(A) OR 36.631(D) OF THE COMMISSION'S RULES - AAD 97-59. Comments due May 21; replies June 2. (DA No. 97-917). Contact: Adrian Wright at (202) 418-0840. Internet URL:

[https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/1997/da970917.txt](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1997/da970917.txt)

Released: May 1, 1997. BETTLES TELEPHONE, INC. AND TELEPHONE UTILITIES OF THE NORTHLAND, INC. FILED A PETITION FOR WAIVER OF THE DEFINITION OF "STUDY AREA" CONTAINED IN THE APPENDIX-GLOSSARY Y OF PART 36 OF THE COMMISSION'S RULES - AAD 97-60. Comments due May 21; replies June 2. (DA No. 97-918). Contact: Adrian Wright at (202) 418-0840. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/1997/da970918.txt](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1997/da970918.txt)

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PUERTO RICO TELEPHONE COMPANY'S NEW EXPANDED INTERCONNECTION TARIFF. Granted Puerto Rico Telephone Company's (PRTC) motion for an extension of time to file its rebuttal to the opposition of KMC Telecom, Inc. to PRTC's direct case in CC Docket 96-160; deadline extended to May 7. Dkt No.: CC- 96-160. Action by Chief, Competitive Pricing Division, Common Carrier Bureau. Adopted: May 1, 1997. by Order. (DA No. 97-928). CCB

RICHMOND, VA. Ordered that WVGO License Limited Partnership, former licensee of station WBZU(FM), Richmond, Virginia, forfeit \$6,000 for broadcast of apparently indecent material. Action by Chief, Mass Media Bureau. Adopted: April 28, 1997. by MO&O. (DA No. 97-900). MMB

FORT WORTH, TX. Dismissed Al Westcott's and Tom Blackwell's Petitions for Reconsideration; dismissed as moot NAACP's Petition for Reconsideration; denied in part Eagle Radio, Inc.'s Petition for Declaratory Ruling - all regarding the grant of the application for renewal of license for Station KEGL(FM), Fort Worth, Texas, licensed to Eagle. Action by the Commission. Adopted: February 11, 1997. by MO&O. (FCC No. 97-47). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1997/fcc97047.txt](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1997/fcc97047.txt)

**ADDENDA: The following items, released April 30, 1997, did not appear in Digest No. 83:**

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**PUBLIC NOTICES**

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Report No: D-924-A. Released: April 30, 1997. MASS MEDIA BUREAU MULTIPOINT DISTRIBUTION SERVICE APPLICATIONS.

Report No: D-924. Released: April 30, 1997. MASS MEDIA BUREAU MULTIPOINT DISTRIBUTION SERVICE APPLICATIONS. Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/MDS\\_Notices/pnmm7069.pdf](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/MDS_Notices/pnmm7069.pdf)